19 41.

File No. Medical Pract II/41

Legal Department.

B **BRANCH**

P 17 (E) 1941

Subject:—

Rules and Notifications under the Bombay Medical Practitioners' Act, 1938

File No. Medical Pract II/41

Gen. 194 e.

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MM.

Bombay Medical Practitioners' Act, 1938.

Rules under ——.

GOVERNMENT OF BOMBAY.

GENERAL DEPARTMENT.

Resolution No. 334/33.

Bombay Castle, 5th February 1941.

RESOLUTION OF GOVERNMENT.

The accompanying notification has been published in the Bombay Government Gazette.

2. The Oriental Translator to Government should be requested to translate the notification into regional languages and Urdu and forward the translations to the Manager, Government Central Press, for publication in the Bombay Government Gazette, as soon as possible.

By order of the Governor of Bombay.

K.L.PANJABI,

Secretary to Government.

(P.T.O.)

L Genl H 230

To

The Commissioners of Divisions,
The Surgeon General with the Government of Bombay,
All Collectors,
All Medical Officers in charge of Hospitals in Bombay City and in the mofussil,
The Superintendent, Government Printing and Stationery, Bombay,
The Remembrancer of Legal Affairs,
The Oriental Translator to Government,
The Manager, Government Central Press,
The Accountant General, Bombay,
The Finance Department,
The Revenue Department.

No. of 1941.

Copy forwarded for information and guidance to

GENERAL DEPARTMENT.

Bombay Castle, 5th February 1941.

No.3334/33.---The following draft of a notification which it is proposed to issue in exercise of the powers conferred by section 29 of the Bombay Medical Practitioners' Act, 1938 (Bom.XXVI of 1938), is published as required by sub-section (1) of the said section 29 for the information of all persons likely to be affected thereby, and notice is hereby given that the said draft will be taken into consideration by the Government of Bombay on or after the 15th March 1941.

2. Any objection or suggestions which may be received by the Secretary to the Government of Bombay, General Department, from any person with respect to the said draft before the date aforesaid will be considered by Government:-

Draft Notification.

No. .---In exercise of the powers conferred by section 29 of the Bombay Medical Practitioners' Act, 1938 (Bom. XXVI of 1938) the Government of Bombay is pleased to amend the Bombay Medical Practioners' Rules, 1938, published in Government Notification in the General Department, No.3334/33, dated the 1st November 1939, as follows, namely :-

In the said Rules ———

After rule 60 the following new heading and rules shall be inserted, namely :—

"VII-A. Sub-Committees.

60-A. The Board may appoint Sub-Committees from amongst its members to report upon any matters which it may deem necessary to refer to them.

60-B. The members of a Sub-Committee appointed under rule 60-A shall not be entitled to any fee for attending any meeting of the Sub-Committee. They shall be entitled to travelling expenses under rule 59".

By order of the Governor of Bombay,

K.L.PANJABI,
Secretary to Government.

Office of the R. L. A.

A revised draft notification is sent herewith.

sd/-

Remembrancer of Legal Affairs.

U. R. to G. O. No. 6004, dated 11th July, 1941.

Mrr...

NOTIFICATION.

General Department.

Bombay Castle, 1941.

No. 4134/33. The following amendments made by the Board of Indian Systems of Medicine, Bombay, with the previous sanction of the Government of Bombay, under sub-section (1) of section 30 of the Bombay Medical Practitioners' Act, 1938 (Bom. XXVI of 1938) to the regulations made under sub-section (1) of the said section 30 and published in Government Notification in the General Department, No. 4134/33, dated the 17th December 1940 are hereby published as required by sub-section (2) of the said section 30, namely :-

In the said regulations in the "Detailed Syllabus" prescribed for the subject of "Kayachikitsa (Medicine)" for the fourth Examination, under the heading "4 Treatment" (i) after the words "readymade drugs" the words and letter "specified in Schedule A below" shall be inserted; and (ii) after the word "Vajikarana" the following shall be inserted, namely :-

"Schedule A.

List of readymade drugs.

(Here enter A-A on pp. 5-7 ante)"

By order of the Governor of Bombay,

Secretary to Government.

MPA.

R. I. No. 4750
22/5/41.

U. R. from the G.D. No. 3334/33 d. 20/5/41 Re: amendment of Bombay Medical Practitioners' Rules.

Submitted.

sd/-
2/7

Fl. see R.L.A's opinion to 10538, Date 29/11/40 in which G. D. was advised that the form of certificate in App. B to the Bombay Medical Practitioners' Rules, 1935, was liable to stamp duty under Art. 24 in Sch. I to the Indian Stamp Act, 1899. It is proposed to amend this form so that it may notbe liable to stamp duty, as suggested by the R.L.O in that opinion. It is also proposed to amend similarly the form in App. C and make a consequential amendment in rule 76. The draft notifn. for the purpose is sent to R.L.A. for scrutiny.

P 7 ante.

2. The Draft notifn. at pp. 33-35, as very slightly amended, is in order.

As at 'A'

sd/-
4/7

sd/-
7/7

sd/-

sd/-

sd/- 14/7

d/-
8/7

R. L.A.

Madhav Raokadam.
5/5

e/4

The Bombay Medical Practitioners' Act, 1938.

NOTIFICATION.

General Department.

Bombay Castle, September, 1941.

No. 3330/33.- In exercise of the powers conferred by the proviso to section 33 of the Bombay Medical Practitioners' Act, 1938 (Bom. XXVI of 1938), the Government of Bombay is pleased to amend Government Notification, General Department, No. 3330/33, dated the 13th April 1940, as follows, namely:-

In the list of institutions specified in the said notification, the following institution shallbe added after No. 18, namely

"19. the Scandinavian Alliance Mission Dispensary, Chinchpada, West Khandesh District.

By order of the Governor of Bombay,

Secretary to Government.

MMB.

Office of the R. L. A.

A revised draft notification is sent herewith.

sd/-
14/1

For Remembrancer of Legal Affairs.

sd/-
24/9/41.

H. D. to G. D. No. 6407 dated the 20th September, 1941.

mm.

NOTIFICATION.

No. 4124/33

General Department,

Bombay castle, 1941.

The Bombay Medical Practitioners' Act, 1938.

The following regulations made by the Board of Indian Systems of Medicine, Bombay, under sub-section(1) of section 30 of the Bombay Medical Practitioners' Act, 1938, having been sanctioned by the Government of Bombay under the said sub-section (1) are hereby published as required by sub-section (2) of the said section 30 :-

REGULATIONS FOR THE GRANT OF RECOGNITION TO TEACHING INSTITUTIONS.

1. The Board of Indian systems of Medicine Bombay, will grant recognition to institutions giving instructions in the Indian systems of Medicine subject to the conditions specified in the next regulation.

2. A teaching institution applying for recognition shall satisfy the Board:-

(a) that the institution is under the management of a regularly constituted governing today;

(b) that the qualifications of the teachin staff and the conditions governing their tenure of office are such as to ensure the maintenance of proper standard of instruction in the institution;

(c) that the buildings in which the classes are held are suitable;

(d) that there is adequate equipment of Hospitals and laboratories attached to the institution and sufficient material for the the proper clinical and practical instruction of the students;

(e) that the financial resources of the institution are such as to make due provision for its continued maintenance.

(f) that the rates of fees have been so framed as not to involve competition with other institutions in the neighbourhood;

(g) that the statistical records and returns in connection with the teaching are properly maintained

(h) that any transference of management and all changes in the teaching staff shall be forthwith reported to the Board.

(i) that the institution will comply with the directions as to the number of students given by the Board.

By order of the Governor of Bombay,

Secretary to Government.

MRR
13/4.

Office of the R. L. A.

The draft notification at pages 41-43 ante as amended slightly is in order.

sd/-
17/12

Remembrancer of Legal Affairs.

U. R. to G. D. No. 10921 dated the 18th December, 1941.

MRR. 13/4

9000/20-11-40.

Submitted with reference to the G. D. note at p. 15 ante.

3. It is proposed to amend the Bombay Medical ~~Practitioners~~ Practitioners' Rules, 1939, with a view to enable the Board to appoint subcommittees to report upon any matter which the Board refers to them and to pay travelling expenses only to the ~~members~~ members of such sub-committees for attending the meetings thereof. The Surgeon-Genl with the Govt of Bombay in his note at p. 13 ante has suggested that draft rule regarding the power to appoint sub-committees may be inserted as rule 33A and the draft rule regarding payment of travelling expenses only should be inserted as sub-para to rule 60. A Preliminary draft notification for the purpose at pp. 19-20 ante is forwarded by the G. D. to the H. L. A. for scrutiny.

4. A revised draft notification is appended.

5. Under rule 40 of the Bombay Medical Practitioners' Rules, 1939, the Executive Committee of the Board which consists of the President and 6 members of the Board meets ordinarily once every month whereas under rule 9 the Board ordinarily meets twice a year. However under rule 10 the Board can summon extraordinary meeting at any time. Though the questions ante whether the power to appoint sub-committees should be with the Board or with the Executive Committee isnot discussed in the G. D. Papers it is clear From the proposed draft at pp. 19-20 ante which is based on the Surgeon-Genl's note at p. 13 ante that the Board andnot the executive Committee the power to appoint sub-committees.

6. Both the draft rules may be inserted as Rules 33A and 33B under the group-head "VI -A Sub-committees".

sd/-
2/12

SSA

The proper place for inserting the new provisions is after rule 60, after Section VII relating to the Executive Committees. A revised draft notfn is appended.

sd/-
14/12

S A S.

The draft at pages 27-29 may be approved.

Reply may be A-A above in supdt's note as amended.

sd/-
10/1

D. S. As slightly amended.

Reply may be as at A A above.

sd/-
11/1

RLA

sd/-
13/1.

MRR.
13/4

Office of the R. L. A.

The proper place for inserting the new provisions is after rule 60, after section VII relating to the Executive Committee. A revised draft notification is appended.

sd/-

Secretary of Local Affairs.

U. O. to the G. D. No. 610 dated the 10th January, 1941.

ttn.

Notification.

General Department.

Bombay Castle, 1940.

No. 3334/33. - The following draft of a notification which it is proposed to issue in exercise of the powers conferred by section 29 of the Bombay Medical Practioners' Act, 1930 (Bom. XXVI of 1938), is published as required by sub-section (1) of the said section 29 for the information of all persons likely tobe affected thereby and notice ishereby given that the said draft will be taken into consideration by the Government of Bombay on or after the

The Bombay Medical Practitionrs' Act, 1938 (Bom. XXVI of 1938)

2. Any objections or suggestions which may be received by the Secretary to the Government of Bombay, General Department, from any person with respect to the said draft before the date aforesaid will be considered by the Government :-

To be filled in by G.D.

Draft Notification.

No. - In exercise of the powers conferred by section 29 of the Bombay Medical by section 29 of the Bombay Medical Practioners' Act, 1930 (Bom. XXVI of 1938), the Government of Bombay is pleased to amend theBombay Medical Practioners' Rules, 1939, published in Government Notification in the General Department, No. 3334/33, dated the 1st November 1939, as follows, namely:-

In the said rules -

After rule 60 the following new

heading and rules shall be inserted, namely :-

"VII-A. Sub-Committees.

60-A. The Board may appoint Sub-Committees from amongst its members to report upon any matters which it may deem necessary to refer to them.

60-B. The members of a Sub-Committee appointed under rule 60-A shall not be entitled to any fee for attending any meeting of the Sub-Committee. They shall be entitled to travelling expenses under rule 59."

By order of the Governor of Bombay,

Secretary to Government.

Madhav Mahadam.

5/5.

C/4.